

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Szentistvany	
Application No.: 10/524,122	Group Art Unit: 3654
Filed: 2/10/2005	Examiner: Stefan Kruer
Title: Safety Device for Stairlifts	Confirmation No: 2656
Attorney Docket No.: URQU.P-014	
Customer No.: 57381	

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Submission of:

Substitute: BRIEF FOR APPELLANT

Dear Sir:

In response to the Notification of Non-Compliant Appeal Brief mailed to the undersigned on March 11, 2008, Applicants attach and file herewith a Substitute Brief for Appellant. The present Substitute Brief for Appellant is identical to the first filed Appeal Brief except that Applicant has added titles to the argument sections detailing each specific rejection argued, and has added reference numbers to the Figures in the Summary of Claimed Subject Matter section. The changes have been added in response to the requests put forth in said Notice.

Applicant notes that in said Notice the Examiner indicates that claim 9 is rejected as obvious over the combination of Gisske and Bartlet. THIS IS INCORRECT. Claim 9 is in fact rejected over the combination of Watson and Jones as such is correctly noted in Applicants first filed Brief for Appellant and the present Substitute Brief for Appellant. Applicants direct the Examiner's attention to the office action mailed June 26, 2007 on page 6 lines 7-11, which reads,

“[r]egarding claim 9, the components of Claim 9 would necessarily have to interact in order for the device to function. It would have been obvious to perform all the method steps of claim 9 when actuating the device of **WATSON** as modified by **JONES ET AL** above, in a usual and expected fashion, in as much as the method claims recite no limiting steps beyone actuating each of the components.”

This response is believed to overcome the issues raised in said Notice.

Regards,

A handwritten signature in black ink, appearing to read "Ryan E. Anderson", written over a horizontal line.

Ryan E. Anderson

PTO Reg. 51405

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Attorney for Applicant